

**LEGISLATIVE SERVICES AGENCY  
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**FISCAL IMPACT STATEMENT**

**LS 7172**

**BILL NUMBER: SB 422**

**NOTE PREPARED: Feb 19, 2004**

**BILL AMENDED: Feb 19, 2004**

**SUBJECT:** Various Election Law Matters.

**FIRST AUTHOR:** Sen. Lawson C

**FIRST SPONSOR:** Rep. Mahern

**BILL STATUS:** CR Adopted - 2<sup>nd</sup> House

**FUNDS AFFECTED: X GENERAL  
DEDICATED  
FEDERAL**

**IMPACT:** State

**Summary of Legislation:** (Amended) The bill provides that improvements or changes to voting systems may not be marketed, sold, leased, installed, or implemented in Indiana unless approved by the Election Commission. The bill authorizes the Commission to revoke a certification of a voting system and prohibit a voting system vendor from marketing, leasing, or selling any voting system in Indiana if the vendor violates the certification requirements.

**Effective Date:** (Amended) Upon passage.

**Explanation of State Expenditures:** (Revised) *Voting System Forms*- Under the bill, several items of additional information including more detailed description of voting systems would be required of vendors when filing an application for certification of a voting system. The voting system application form (State form 45487, IEC-11) would need to be revised in order to account for the additional information a vendor would be required to provide under the bill.

The Election Division spent about \$2,600 for printing forms in FY 2003. The Commission's resources should be sufficient to revise the forms necessary to comply with the bill.

*Background:* The Election Commission reverted \$221,315 back to the state General Fund at the end of FY 2003. The Election Division was appropriated \$798,806 in FY 2003. Total Election Division expenditures during FY 2003 were estimated at \$761,251. The Election Division was appropriated \$794,571 in FY 2004 and \$725,571 in FY 2005.

*Certification of Voting Systems*- The Commission would be able to prohibit a vendor for an unapproved sale, lease, or marketing of a voting system (including hardware, firmware, or software) in Indiana. The prohibition

may not exceed five years.

**Explanation of State Revenues:**

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:**

**State Agencies Affected:** Indiana Election Commission

**Local Agencies Affected:**

**Information Sources:** State Budget Agency: *FY2003 General and Rainy Day Fund Summaries*, BUDSTARS; Auditor of State, Object Trial Balance 6/30/03.

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